



**TERMINAL DISCLAIMER TO OBVIA TE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)
01235-23625

In re Application of: David Fikstad

Application No.: 10/700,838

Filed: 11/3/2003

For: Pharmaceutical Compositions With Synchronized Solubilizer Release

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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2. The undersigned is an attorney or agent of record. Reg. No. 44989

 Signature

Signature

10/31/2007
Date

David W. Osborne
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(801) 566-6633
Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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